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11 **UNITED STATES DISTRICT COURT**  
12 **CENTRAL DISTRICT OF CALIFORNIA**  
13 **WESTERN DIVISION**

14  
15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 JERRY NEHL BOYLAN,

19 Defendant.

20  
21 Case No. 22-cr-00482-GW

22 **[PROPOSED] ORDER**  
**GRANTING MOTION FOR A NEW**  
**TRIAL BASED ON ERROR IN**  
**LESSER-INCLUDED OFFENSE**  
**INSTRUCTION**

23  
24 GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED that the  
25 defendant's motion for a new trial based on an error in the lesser-included offense  
26 instruction is GRANTED.

27 DATED:

28 By

29  
30 HON. GEORGE H. WU  
United States District Judge

31  
32 Presented by:

33  
34 /S/ Joshua D. Weiss

35 Deputy Federal Public Defender